IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40302 of 2005

1. LIOYDS FINANCE LTD. THRU. PANKAJ DESAI
2. PANKAJ DESAI
3. MUKESH R. GUPTA @ MUKESH GUPTA
4. VIJAY KUMAR SINGH

Versus

STATE OF BIHAR

2. HIMANSHU BHUSHAN PRASAD SINHA

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8 11.12.2008 This application under Section482 of the Code of Criminal Procedure has been filed for quashing the order taking cognizance dated 22.7.2005 passed by the Sub-divisional Judicial Magistrate, 1st Class, Patna thereby cognizance under Sections 409, 420 and 120 of the Indian Penal Code has been taken against the petitioners.

Submission of learned counsel for the petitioners is that the matter has already been settled between the parties and in token of settlement the opposite party no.2 has executed a receipt regarding full and final settlement (annexure-11) with an averment that in view of settlement he does not want to pursue the case any further.

Considered the submission of learned counsel for the petitioners. Perused annexure-11.

In view of the fact that the matter has already been settled between the parties and opposite party no.2 has no grievance, no purpose will be served by allowing continuing the complaint case.

Accordingly, this application is allowed and the impugned order taking cognizance dated 22.7.2005 is hereby quashed.

B.Jha **(Ghanshyam Prasad)**

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